

**ORDINANCE NO.**

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF PARKLAND TO THE STATE OF TEXAS.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** The council finds that:

- (A) the City owns parkland known as Greenway and Destination Parkland, Solo Star Tract, that is adjacent to Highway 183;
- (B) approximately 0.117 acre of the parkland, described on Exhibit A, is required by the State of Texas for improvements to Highway 183;
- (C) a public hearing on the proposed conveyance of the parkland to the State of Texas was held as required by Parks and Wildlife Chapter 26;
- (D) notice of the public hearing was given in accordance with Parks and Wildlife Code Chapter 26;
- (E) clearly enunciated local preferences have been considered;
- (F) there is no feasible and prudent alternative to the use or taking of the parkland for improvements to Highway 183;
- (G) the program or project includes all reasonable planning to minimize harm to the park resulting from the use or taking; and
- (H) in exchange for the parkland, the State of Texas has agreed to convey to the City an access easement, described on Exhibit B, that is located under the Highway 183 bridge at Little Walnut Creek and that connects park trails on either side of the highway.

**PART 2.** The council directs the city manager to execute all documents necessary to convey to the State of Texas the parkland described in Exhibit A in exchange for the access easement described in Exhibit B.

**PART 3.** This ordinance takes effect on \_\_\_\_\_, 2005.

**PASSED AND APPROVED**

\_\_\_\_\_, 2005      §  
                                 §  
                                 § \_\_\_\_\_  
                                 Will Wynn  
                                 Mayor

**APPROVED:** \_\_\_\_\_  
                         David Allan Smith  
                         City Attorney

**ATTEST:** \_\_\_\_\_  
                         Shirley A. Brown  
                         City Clerk